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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----x
ERIK ANDERSEN, an individual;
ROB LANDLEY, an individual,

Plaintiff,

Case No. 07-CV-10455-PKC

v.

NOTICE OF VOLUNTARY DISMISSAL

XTERASYS CORPORATION, a
California corporation,

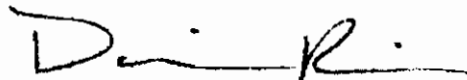
Defendant.
-----x

Pursuant to Federal Rule of Civil Procedure 41(a)(1), plaintiffs Erik Andersen and Rob Landley hereby dismiss this action against defendant Xterasys Corporation WITHOUT PREJUDICE, and without costs to any party.

DATED: New York, NY

_____, 2007

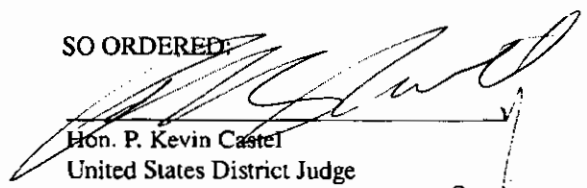
SOFTWARE FREEDOM LAW CENTER



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*Attorneys for plaintiffs Erik Andersen and
Rob Landley*

SO ORDERED:


Hon. P. Kevin Castel
United States District Judge

12-17-07